

## SPECIAL EDUCATION

1  
2 It is the policy of Loudoun County Public Schools ("LCPS") to adhere to federal  
3 and state regulations as they have been promulgated by the United States Department  
4 of Education and the Virginia Board of Education to implement special education  
5 programs for children with disabilities, consistent with the Individuals with Disabilities  
6 Education Act ("IDEA"). Specifically, these mandates are detailed in the Regulations  
7 Governing Special Education Programs for Children with Disabilities in Virginia (Virginia  
8 Regulations) and any additional documents that the Virginia Department of Education  
9 publishes to address federal and state statutes and regulations for delivering special  
10 education and related services to children.

11  
12 LCPS uses the classification of developmental delay for the detection of students  
13 with disabilities for IDEA eligibility. This means a disability affecting a child ages two by  
14 September 30 through six inclusive. In furtherance of this policy, LCPS will provide a  
15 free and appropriate public education to all children with disabilities, ages 2 through 21,  
16 inclusive, residing in Loudoun County.

17  
18 LCPS prohibits the harassment of children with disabilities in academic and  
19 nonacademic settings during the school day and for school-sponsored extracurricular  
20 activities.

21  
22 Parents and guardians are important partners with LCPS in its mission to provide  
23 children with disabilities a free appropriate public education. LCPS values the role of a  
24 parent(s)/guardian(s) in the development of a child's Individualized Education Program  
25 (IEP) and school staff will take steps to ensure that a parent(s)/guardian(s) of a child  
26 with a disability is present, or is afforded the opportunity to participate, in each child  
27 study, eligibility, and IEP meeting held for their child. During the development, review,  
28 and/or revision of a child's IEP, the input of the child's parent(s)/guardian(s) for  
29 enhancing the education of their child will be considered by the IEP team.

30  
31 In making changes to a child's IEP after the annual IEP team meeting for the  
32 school year, the parent(s)/guardian(s)/adult student and the local educational agency  
33 may agree not to convene an IEP team meeting for the purposes of making those  
34 changes, and instead may develop a written document to amend or modify the child's  
35 current IEP.

36  
37 At any time during this process either party may request an IEP meeting. This  
38 process is not a substitute for the required annual IEP meeting.

39 The following shall be required:

- 40 1. The written document shall be developed by the parent (s)/guardians and the  
41 case manager of the child in consultation with other members of the IEP  
42 team.

- 43 2. If changes are made to the child's IEP, LCPS shall ensure that the child's  
44 IEP team and teachers of the child are informed of those changes.
- 45 3. Parent(s)/guardian(s)/adult student shall be provided with a revised copy of  
46 the IEP with the amendments incorporated.
- 47 ~~4. LCPS shall take whatever action is necessary to ensure that the~~  
48 ~~parent(s)/guardian(s)/adult student understand the IEP amendment including~~  
49 ~~arranging for an interpreter for parents with deafness or who's native~~  
50 ~~language is other than English~~
- 51 5. LCPS shall take whatever action is necessary to ensure that the  
52 parent(s)/guardian(s)/adult student understand **and are able to participate in**  
53 **any discussions relating to the IEP amendment and are able to understand**  
54 **any documents produced before consenting to them. This includes arranging**  
55 **for other modes of communication** for parents with disabilities or whose  
56 native language is other than English.
- 57 6. Prior Written Notice shall be provided prior to requesting parental consent.

58  
59  
60 [Former Policy 5-52]

61 Adopted: 8/11/70

62 Revised: 9/8/81, 6/22/93, 10/13/09

63 Current Revision: 4/23/19  
64  
65  
66  
67

68 Leg Refs: 8VAC20-81-30.A, 8VAC20-81-230.B.1A, 8VAC20-81-80.M, 8VAC20-81-  
69 100.N, 34 CFR 300.324(a)(4) and (6), 8 VAC 20-81-110 B.9, (34 CFR 300.322(e))